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Publishing, Sony/ATV Songs LLC, and House of Cash, Inc.*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BROADCAST MUSIC, INC.; COTILLION
MUSIC, INC.; TERRY STAFFORD MUSIC CO.;
SONY/ATV SONGS LLC d/b/a SONY/ATV TREE
PUBLISHING; SONY/ATV SONGS LLC; HOUSE
OF CASH, INC.,

Plaintiffs,

vs.

TRM HOSPITALITY LLC d/b/a LEGENDS
SPORTS BAR & GRILL and JAMES MURPHY,
individually,

Defendants.

Case No.: 2:20-cv-00309-APG-VCF

**PLAINTIFFS' UNOPPOSED
MOTION TO EXTEND DEADLINE
TO RESPOND TO DEFENDANT
JAMES MURPHY'S MOTION TO
DISMISS [ECF NO. 8]**

(FOURTH REQUEST)

Plaintiffs, Broadcast Music, Inc. ("BMI"), Cotillion Music, Inc., Terry Stafford Music Co., Sony/ATV Songs LLC d/b/a Sony/ATV Tree Publishing, Sony/ATV Songs LLC, and House of Cash, Inc. (collectively, "Plaintiffs"), by and through their counsel, Armstrong Teasdale LLP, hereby move pursuant to Fed. R. Civ. P. 6 and Local Rule LR IA 6-1, to extend the deadline to respond to Defendant James Murphy's Motion to Dismiss (ECF No. 8), which was filed on March 4, 2020, by an additional thirty (30) days so that Plaintiffs' response would be due on August 5, 2020 (instead of the current deadline of July 6, 2020). Undersigned counsel communicated with Defendant James Murphy via email on July 2, 2020, regarding this extension request, and Mr. Murphy was in agreement to a 30 day extension. This is the fourth request to extend this particular deadline. A

1 hearing is not presently scheduled for the Motion to Dismiss.

2 Good cause exists to extend the deadline for Plaintiffs to respond to the Motion to Dismiss by
3 an additional 30 days, or to August 5, 2020. In light of the present COVID-19 pandemic prompting
4 Governor Sisolak to issue numerous Emergency Directives requiring the closure of gaming
5 operations in Nevada, which included Defendant TRM Hospitality LLC dba Legends Sports Bar &
6 Grill (“Legends”) as it is a gaming bar and restaurant in Clark County, Nevada, as well as other
7 issues currently interfering with Legends ability to re-open, Plaintiffs believe that additional time is
8 appropriate to allow Defendants operations to resume before requiring Mr. Murphy, who is currently
9 proceeding in proper person, to actively participate in this litigation. Furthermore, the additional
10 time will allow the parties to continue to discuss settlement of this case, which will eliminate the
11 need for Plaintiffs to respond to the pending Motion to Dismiss. At present, Plaintiffs are awaiting
12 Defendants’ response to a pending settlement offer. This request for an additional 30 day extension
13 to respond to the Motion to Dismiss is made in good faith and is not intended to unreasonably delay
14 this matter. In particular, this case was recently filed on February 13, 2020, and per the Scheduling
15 Order, discovery does not close until the end of November 2020 (ECF No. 13).

16 On July 2, 2020, undersigned counsel communicated with Plaintiff James Murphy via email
17 regarding this extension request. Mr. Murphy was in agreement with Plaintiffs seeking this 30 day
18 extension.

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1 Based on the foregoing, Plaintiffs respectfully request that this Court extend their deadline to
2 respond to the Motion to Dismiss by 30 days, or to August 5, 2020.

3 DATED this 2nd day of July, 2020.

ARMSTRONG TEASDALE LLP

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5 By: /s/Michelle D. Alarie

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8 *Attorneys for Plaintiffs Broadcast Music, Inc.,*
9 *Cotillion Music, Inc., Terry Stafford Music Co.,*
10 *Sony/ATV Songs LLC d/b/a Sony/ATV Tree Publishing,*
11 *Sony/ATV Songs LLC, and House of Cash, Inc.*

12 **ORDER**

13 **IT IS SO ORDERED.**

14 

15 UNITED STATES DISTRICT JUDGE

16 DATE: 7/2/2020

CERTIFICATE OF SERVICE

Pursuant to Fed.R.Civ.P.5(b) and Section IV of District of Nevada Electronic Filing Procedures, I certify that I am an employee of ARMSTRONG TEASDALE LLP, and that the foregoing document was served:

☐ via electronic service to the address(es) shown below:

☒ via the U.S. Postal Service at Las Vegas, Nevada, in a sealed envelope, with first-class postage prepaid, on the date and to the address(es) shown below:

James Murphy
1119 Pinto Horse Avenue
Henderson, NV 89052
Jhm13@cox.net
Defendant in Proper Person

Date: 7/2/2020

/s/Simone Ruffin

An employee of Armstrong Teasdale LLP